

114TH CONGRESS  
1ST SESSION

# H. R. 3462

To amend title 46, United States Code, and the Dingell-Johnson Sport Fish Restoration Act with respect to sport fish restoration and recreational boating safety, and for other purposes.

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## IN THE HOUSE OF REPRESENTATIVES

SEPTEMBER 9, 2015

Mr. GRAVES of Louisiana (for himself and Ms. GRAHAM) introduced the following bill; which was referred to the Committee on Natural Resources, and in addition to the Committee on Transportation and Infrastructure, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned

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## A BILL

To amend title 46, United States Code, and the Dingell-Johnson Sport Fish Restoration Act with respect to sport fish restoration and recreational boating safety, and for other purposes.

1 *Be it enacted by the Senate and House of Representa-*  
2 *tives of the United States of America in Congress assembled,*

3 **SECTION 1. SHORT TITLE.**

4 This Act may be cited as the “Sport Fish Restoration  
5 and Recreational Boating Safety Act of 2015”.

1 **SEC. 2. ALLOCATIONS.**

2 (a) AUTHORIZATION.—Section 3 of the Dingell-John-  
3 son Sport Fish Restoration Act (16 U.S.C. 777b) is  
4 amended by striking “57 percent” and inserting “58.012  
5 percent”.

6 (b) IN GENERAL.—Section 4 of the Dingell-Johnson  
7 Sport Fish Restoration Act (16 U.S.C. 777c) is amend-  
8 ed—

9 (1) in subsection (a)—

10 (A) in the matter preceding paragraph

11 (1)—

12 (i) by striking “For each” and all that  
13 follows through “the balance” and insert-  
14 ing “For each fiscal year through fiscal  
15 year 2020, the balance”; and

16 (ii) by striking “multistate conserva-  
17 tion grants under section 14” and insert-  
18 ing “activities under section 14(e)”;

19 (B) in paragraph (1) by striking “18.5”  
20 percent and inserting “18.673 percent”;

21 (C) in paragraph (2) by striking “18.5  
22 percent” and inserting “17.315 percent”;

23 (D) by striking paragraphs (3) and (4);

24 (E) by redesignating paragraph (5) as  
25 paragraph (4); and

1 (F) by inserting after paragraph (2) the  
2 following:

3 “(3) BOATING INFRASTRUCTURE IMPROVE-  
4 MENT.—

5 “(A) IN GENERAL.—An amount equal to 4  
6 percent to the Secretary of the Interior for  
7 qualified projects under section 5604(c) of the  
8 Clean Vessel Act of 1992 (33 U.S.C. 1322  
9 note) and section 7404(d) of the Sportfishing  
10 and Boating Safety Act of 1998 (16 U.S.C.  
11 777g–1(d)).

12 “(B) LIMITATION.—Not more than 75 per-  
13 cent of the amount under subparagraph (A)  
14 shall be available for projects under either of  
15 the sections referred to in subparagraph (A).”;  
16 (2) in subsection (b)—

17 (A) in paragraph (1)—

18 (i) in subparagraph (A) by striking  
19 “for each” and all that follows through  
20 “the Secretary” and inserting “for each  
21 fiscal year through fiscal year 2020, the  
22 Secretary”; and

23 (ii) in subparagraph (B)—

24 (I) in clause (i) by striking “each  
25 of fiscal years 2001 and 2002,

1                   \$9,000,000;” and inserting “fiscal  
2                   year 2016, \$11,000,000;”;

3                   (II) in clause (ii) by striking  
4                   “2003, \$8,212,000; and” and insert-  
5                   ing “2017, \$11,300,000;”; and

6                   (III) by striking clause (iii) and  
7                   inserting the following:

8                   “(iii) for fiscal year 2018,  
9                   \$11,600,000;

10                  “(iv) for fiscal year 2019,  
11                  \$11,800,000; and

12                  “(v) for fiscal year 2020,  
13                  \$11,900,000.”;

14                  (B) by redesignating paragraph (2) as  
15                  paragraph (3);

16                  (C) by inserting after paragraph (1) the  
17                  following:

18                  “(2) SET-ASIDE FOR COAST GUARD ADMINIS-  
19                  TRATION.—

20                  “(A) IN GENERAL.—From the annual ap-  
21                  propriation made in accordance with section 3,  
22                  for each of fiscal years 2016 through 2020, the  
23                  Secretary of the department in which the Coast  
24                  Guard is operating may use no more than the  
25                  amount specified in subparagraph (B) for the

1 fiscal year for the purposes set forth in section  
2 13107(c) of title 46, United States Code. The  
3 amount specified in subparagraph (B) for a fis-  
4 cal year may not be included in the amount of  
5 the annual appropriation distributed under sub-  
6 section (a) for the fiscal year.

7 “(B) AVAILABLE AMOUNTS.—The available  
8 amount referred to in subparagraph (A) is—

9 “(i) for fiscal year 2016, \$7,800,000;

10 “(ii) for fiscal year 2017, \$7,900,000;

11 “(iii) for fiscal year 2018, \$8,000,000;

12 “(iv) for fiscal year 2019, \$8,100,000;

13 and

14 “(v) for fiscal year 2020,  
15 \$8,200,000.”; and

16 (D) in paragraph (3), as so redesignated—

17 (i) in subparagraph (A) by striking  
18 “until the end of the fiscal year.” and in-  
19 serting “until the end of the subsequent  
20 fiscal year.”; and

21 (ii) in subparagraph (B) by striking  
22 “under subsection (e)” and inserting  
23 “under subsection (c)”;

24 (3) in subsection (c)—

1 (A) by striking “(c) The Secretary” and  
2 inserting “(c)(1) The Secretary,”;

3 (B) by striking “grants under section 14 of  
4 this title” and inserting “activities under sec-  
5 tion 14(e)”;

6 (C) by striking “57 percent” and inserting  
7 “58.012 percent”; and

8 (D) by adding at the end the following:

9 “(2) The Secretary shall deduct from the amount to  
10 be apportioned under paragraph (1) the amounts used for  
11 grants under section 14(a).”; and

12 (4) in subsection (e)(1) by striking “those sub-  
13 sections,” and inserting “those paragraphs,”.

14 (c) SUBMISSION AND APPROVAL OF PLANS AND  
15 PROJECTS.—Section 6(d) of the Dingell-Johnson Sport  
16 Fish Restoration Act (16 U.S.C. 777e(d)) is amended by  
17 striking “for appropriations” and inserting “from appro-  
18 priations”.

19 (d) UNEXPENDED OR UNOBLIGATED FUNDS.—Sec-  
20 tion 8(b)(2) of the Dingell-Johnson Sport Fish Restora-  
21 tion Act (16 U.S.C. 777g(b)(2)) is amended by striking  
22 “57 percent” and inserting “58.012 percent”.

23 (e) COOPERATION.—Section 12 of the Dingell-John-  
24 son Sport Fish Restoration Act (16 U.S.C. 777k) is  
25 amended—

1           (1) by striking “57 percent” and inserting  
2           “58.012 percent”; and

3           (2) by striking “under section 4(b)” and insert-  
4           ing “under section 4(c)”.

5           (f) OTHER ACTIVITIES.—Section 14 of the Dingell-  
6 Johnson Sport Fish Restoration Act (16 U.S.C. 777m)  
7 is amended—

8           (1) in subsection (a)(1) by striking “of each an-  
9           nual appropriation made in accordance with section  
10          3”; and

11          (2) in subsection (e)—

12                 (A) in the matter preceding paragraph (1)  
13                 by striking “Of amounts made available under  
14                 section 4(b) for each fiscal year—” and insert-  
15                 ing “Not more than \$1,200,000 of each annual  
16                 appropriation made in accordance with the pro-  
17                 visions of section 3 shall be distributed to the  
18                 Secretary of the Interior for use as follows:”;  
19                 and

20                 (B) in paragraph (1)(D) by striking “;  
21                 and” and inserting a period.

22          (g) REPEAL.—The Dingell-Johnson Sport Fish Res-  
23 toration Act (16 U.S.C. 777 et seq.) is amended—

24           (1) by striking section 15; and

25           (2) by redesignating section 16 as section 15.

1 **SEC. 3. RECREATIONAL BOATING SAFETY.**

2 Section 13107 of title 46, United States Code, is  
3 amended—

4 (1) in subsection (a)—

5 (A) by striking “(1) Subject to paragraph  
6 (2) and subsection (c),” and inserting “Subject  
7 to subsection (c),”;

8 (B) by striking “the sum of (A) the  
9 amount made available from the Boat Safety  
10 Account for that fiscal year under section 15 of  
11 the Dingell-Johnson Sport Fish Restoration Act  
12 and (B)”;

13 (C) by striking paragraph (2); and

14 (2) in subsection (c)—

15 (A) by striking the subsection designation  
16 and paragraph (1) and inserting the following:

17 “(c)(1)(A) The Secretary may use amounts made  
18 available each fiscal year under section 4(b)(2) of the Din-  
19 gell-Johnson Sport Fish Restoration Act (16 U.S.C.  
20 777c(b)(2)) for payment of expenses of the Coast Guard  
21 for investigations, personnel, and activities directly related  
22 to—

23 “(i) administering State recreational boating  
24 safety programs under this chapter; or

25 “(ii) coordinating or carrying out the national  
26 recreational boating safety program under this title.



1 “(B) Of the amounts used by the Secretary each fis-  
2 cal year under subparagraph (A)—

3 “(i) not less than \$2,500,000 is available to en-  
4 sure compliance with chapter 43 of this title; and

5 “(ii) not more than \$1,500,000 is available to  
6 conduct a survey, not more than once every 3 years,  
7 of levels of recreational boating participation and re-  
8 lated matters in the United States.”; and

9 (B) in paragraph (2)—

10 (i) by striking “No funds” and insert-  
11 ing “On and after October 1, 2015, no  
12 funds”; and

13 (ii) by striking “traditionally”.

14 **SEC. 4. ANNUAL ASSESSMENT.**

15 (a) IN GENERAL.—On the date on which the Presi-  
16 dent submits to Congress a budget for fiscal year 2017  
17 and for each fiscal year thereafter, the Director of the  
18 United States Fish and Wildlife Service shall submit to  
19 Congress an assessment of the administrative services pro-  
20 vided by such Service under the Dingell-Johnson Sport  
21 Fish Restoration Act to the States and the sportfishing  
22 community.

23 (b) CONTENTS.—Each assessment under subsection  
24 (a) shall include the following:

1           (1) The percentage of grant awards and amend-  
2           ments completed within 45 days after receipt of a  
3           complete grant application, the average number of  
4           days to process new grant applications, and the av-  
5           erage number of days to process grant amendment  
6           requests.

7           (2) Which wildlife and sport fish restoration  
8           policies are currently being updated, the start time  
9           for each update, and the anticipated completion time  
10          for each update.

11          (3) The number of Federal assistance work-  
12          shops held with States and such Service in efforts to  
13          communicate fiscal policies and procedures to State  
14          agencies.

15          (4) The average time to respond to requests  
16          from States for assistance, based on initial notifica-  
17          tion or assistance requests initiated by a State.

18          (5) The number of States with unresolved rec-  
19          onciliation of land records and the number of correc-  
20          tive action plans with open actions.

21          (6) The number of employees of such Service  
22          with grants management training and the number of  
23          such employees with outstanding training require-  
24          ments, and the number of State fish and wildlife  
25          staff who have received training through the Wildlife

1 and Sport Fish Restoration Fund Program of such  
2 Service.

3 (7) The number of full-time positions of such  
4 Service filled and vacant, including the associated  
5 position titles and paygrades, that contribute to  
6 grant processing and related grant management in  
7 each Service region and at Service headquarters.

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